

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Utilities and Regulatory Affairs, to which was referred Senate Bill No. 226, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Replace the effective dates in SECTIONS 2 through 3 with
2 "[EFFECTIVE UPON PASSAGE]".
3 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
4 "SECTION 1. IC 8-1.5-2-4, AS AMENDED BY P.L.113-2006,
5 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
6 UPON PASSAGE]: Sec. 4. Whenever the municipal legislative body
7 determines to sell or otherwise dispose of nonsurplus municipally
8 owned utility property, it shall by ordinance or resolution, by a
9 two-thirds (2/3) vote, provide for **the following:**
10 (1) The appointment, **as follows, of three (3) residents of**
11 **Indiana to serve as appraisers:**
12 (A) One (1) disinterested ~~freeholder residing in the~~
13 ~~municipality, and~~ **person who is an engineer licensed under**
14 **IC 25-31-1.**
15 (B) Two (2) disinterested appraisers licensed under
16 IC 25-34.1.
17 ~~who are residents of Indiana;~~
18 (2) The appraisal of the property. ~~and~~
19 (3) The time that the appraisal is due.
20 ~~One (1) of the appraisers appointed under subdivision (1)(B) must~~
21 ~~reside not more than fifty (50) miles from the property."~~

- 1 Page 2, delete lines 1 through 2.
- 2 Page 3, line 10, reset in roman "shall".
- 3 Page 3, line 10, delete "may".
- 4 Page 4, delete lines 8 through 11, begin a new paragraph and insert:
- 5 "SECTION 4. **An emergency is declared for this act.**".
(Reference is to SB 226 as introduced.)

and when so amended that said bill do pass .

Committee Vote: Yeas 7, Nays 0.

Senator Hershman, Chairperson